

Newstead Town Board Meeting- May 24, 2004

A Public Hearing was called to order by the Newstead Town Board on Monday, May 24, 2004 at the Newstead Town Hall at 7:45PM.

Present: Gerald F. Summe, Supervisor
Tom George- Councilman
Harold Finger- Councilman
Scott Chaffee- Councilman
Jim Ebersole- Highway Superintendent
Fred Pask- Assessor
Christine Falkowski- Building Administrator
Andrew Casolini- Town Engineer
Nathan Neill- Town Attorney
Dawn Izydorzak- Town Clerk
Kathleen Lang- Deputy Clerk

The Supervisor called the public hearing to order on the proposed Local Law No. 2 of 2004 amending the Zoning Code.

The Clerk read the proof of publication.

Comments: No one spoke

There being no further comments a motion was made by Councilman Finger, seconded by Councilman Chaffee to close the public hearing at 7:51 PM.

The Supervisor called the public hearing to order on the T-Mobile tower at Buell Street.

The Clerk read the proof of publication.

Comments: No one spoke

There being no further comments a motion was made by Councilman Chaffee, seconded by Councilman Finger to close the public hearing at 7:55pm.

Roll Call was taken with all board members present except Councilwoman Glor who is on vacation.

Jim Ebersole led the pledge to the flag.

Minutes from the previous regular board meeting held on May 10, 2004 and the joint Village-Town Board meeting on May 17, 2004 were presented for approval. A motion was made by Councilman Finger, seconded by Councilman Chaffee to approve as presented.

Carried Unanimously

Communications – The Town Clerk presented the following:

A copy of the Erie County 2004-05 Business Assistance Directory was received.

The Water Sampling Report for May was received for Water Districts #1 & #3 from the Village of Akron with all levels being within acceptable ranges.

A letter from the Golden Pond Home Owners Association was received expressing concern over traffic patterns on Main Road and requesting a drop in the speed limit in that area. Supervisor will forward to NYSDOT.

The Buffalo Urban League has supplied us with some literature on predatory and/or abusive lending practices. Anyone interested can see the Town Clerk for more information on the “Don’t Borrow Trouble” Project.

Comments were received from Wendel Duchscherer on the Akron Central School Stormwater Pollution Prevention Plan for the Athletic Fields.

A motion was made by Councilman Chaffee, seconded by Councilman Finger to receive and file correspondence as presented. Carried Unanimously

Work Session: Supervisor Summe reported that work session was held on May 17, 2004 and the following issues were discussed: Audit Report for 2003, Newstead Community Center, new Town Hall, update on labor negotiations, Water District #10, the bike path, town wide drainage, water service on Burdick Rd, town park playing fields as well as other issues. The work session was followed by a joint meeting of the Village and Town Boards.

Privilege of the Floor –No one spoke

Approval of Bills -Councilman Finger reported that the Abstract from Batch #270 & 271 from the 5/10/04 meeting has been reviewed with the previously UN-audited vouchers and everything was found in order. He presented Abstract Batch #276 & 277. Vouchers on these abstracts numbered 462,463,464-504 totaling \$110,882.08 and were presented for payment approval by Councilman Finger, seconded by Councilman Chaffee to approve payment.

Abstract Batch 276 & 277:

General Fund (A) -\$18,773.44, Fund (B) \$0, Highway (DA) -\$0, Highway: Outside Village (DB) \$2,231.45, Capital Projects- WD#5-Phase II (HC) \$0, CAP-Senior Center (HF)- \$0, Sewer Dist. #2 (HJ)- \$0, CAP- Library Fund (HE)-\$0, CAP-WD#10 (HI)- \$0, CAP- Town Hall (HK)- \$2,800.56, Fire Protection (SF) \$65,642.53, Refuse (SR) \$20,363.20, Sewer Fund (SS) \$19.52, Sewer District #2 (SS02)- \$1,013.88, and Water Districts (SW1) \$18.75, (SW2) \$0, (SW3) \$18.75, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, Trust & Agency (TA) \$0, Totaling \$110,882.08 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway –March 17th due to error in one of the local papers the highway crew had to go out for 5hrs and pick up white metal and received \$12.50 for scrap metal. They have put out picnic tables and benches. Mowing continues and they are readying plows for storage. Working in cemeteries to repair headstones. Supervisor commented on how nice the grounds looked this year.

Assessor –June 1st is Grievance Day. Assessment Project almost complete. There may be some hearings but not expecting too many. Confident that a good equitable job was done on this project.

Building Office –the following building report was presented by the Building Administrator Christine Falkowski:

Steven Schleef	12781 Swift Mills	I G Pool
Daniel Bork	7620 Greenbush	One Family Home
Tammy Schlager	11893 Hunts Corners	Fence
Ken McCoy	13188 Stage	Deck
James Bradfield	13555 Martin	Shed
Mary Pionessa	12949 Carney	Pool w/Deck
Golden Pond Estates	Lot #218	Manufactured Home
Golden Pond Estates	Lot #220	Manufactured Home
Golden Pond Estates	Lot #222	Manufactured Home
Golden Pond Estates	Lot #224	Manufactured Home
Golden Pond Estates	Lot #226	Manufactured Home
Golden Pond Estates	Lot #228	Manufactured Home
Cathleen Hake	82 Skyline Dr	A G Pool
Richard Baran	12784 Carney	Shed

A motion was made by Councilman Finger, seconded by Councilman Chaffee to accept and approve the Building Report and the Zoning Report as presented.

Councilman George requested a comparison of new home builds from last year to this year.

Carried Unanimously

Town Clerk- the Clerk reported that she would be out for the next several weeks recovering from hip surgery. Deputy Clerk Kathy Lang will be in charge of the office. The Clerk will be working from home once out of rehab therapy.

Attorney for the Town –Closed on the new Town Hall on Tuesday May 18th.

COUNCILPERSONS

Chaffee –Nothing at this time

George – He met with Christian Airman regarding their goals for the future and projects on the board. Would like to have several meetings to guide development for future.

Glor – Not Present

Finger- Spring clean-up has been done at all Town buildings. Windows and painting will be done first at Community Building. He has questions at the Senior Center about mound of topsoil and grass planting. No further meetings on Rotary project to attend at this time.

SUPERVISOR – Art Lucas was featured in ABF Freight Corp. newsletter for 9/11 efforts. February Supervisors report is on file with Town Clerk. A special public announcement was made that Water District #10 has received a two million dollar grant and four million dollars in interest free loans for Phase 1A & 1B to start for the project. This is an unprecedented amount to be awarded. Andrew Casolini, Town Engineer is proud to be a part of this project.

UNFINISHED BUSINESS

Water District #10/Water Tank- DWSRF Award announcement

Town Wide Drainage- Joint meeting with Village resulted in Village committing to a partnership with the town. Village beginning the process for 30 day comment period and permissive referendum.

Town Hall Project- town has chosen Silvestri Architects for this project and initial meeting has been held with employees. The proposed design could be back within 2 weeks. Construction slated to begin end of July.

Route 5 Re- Zoning-Meeting held last week and process is continuing with progress being made. Will be scheduling a session with the Town Board, Planning Board and Zoning Board.

Bike Path-Would like permission from landowner to begin some clearing to get a better understanding of the landscape. We will work on that this week.

T-Mobile Cell Tower-Representative answered a few questions. Action on this will be taking place later in meeting.

Other-

NEW BUSINESS:

T-Mobile Tower- Neg Dec & Approval:

A motion was made by Councilman George, seconded by Councilman Finger adopting a determination of non-significance regarding the T-Mobile Tower project located at 5877 Buell Street under SEQR.

(Resolution Attached)

Ayes-4

Nays-0

Carried Unanimously

A motion was made by Councilman Finger, seconded by Councilman Chaffee approving the T-Mobile Tower project located at 5877 Buell Street according to the conditions set forth with T-Mobile.

(Resolution Attached) Ayes-4 Nays-0 Carried Unanimously

Joint Committee on Highway Building:

A motion was made by Councilman Chaffee, seconded by Councilman George to appoint new grouping of members to a joint town/village committee to be charged with the task of constructing a joint highway/DPW facility and salt storage facility.

(Resolution Attached) Ayes-4 Nays-0 Carried Unanimously

Dog Control Ordinance- Public Hearing:

A motion was made by Councilman George, seconded by Councilman Finger approving the notice of a public hearing to be held June 14, 2004 at 7:50pm at the Newstead Town Hall on Local Law No. 3 of 2003- Amendments to the Town of Newstead Dog Control Law.

(Resolution Attached) Ayes- 4 Nays-0 Carried Unanimously

Alabama Water District work:

A motion was made by Councilman George, seconded by Councilman Finger authorizing the Supervisor to sign the agreement of services with the Town of Alabama for services provided by Wendel engineers in the amount of \$9,200.00 on the Alabama water district.

 Ayes-4 Nays-0 Carried Unanimously

Amherst Central Alarm Contract:

A motion was made by Councilman Finger , seconded by Councilman George authorizing the Supervisor to increase the fire & alarm limits to include caller ID service for the fire companies thru Amherst Central Alarm Service.

 Ayes-4 Nays-0 Carried Unanimously

Lateral Restriction Approval:

For lack of a motion the hardship lateral restriction application request for 12454 Lesswing Rd to supply water service to the home was not approved.

 Ayes-0 Nays-0 Not Carried

Question Period- No one spoke

A moment of silence was requested in Memory of Retired Deputy Town Clerk Mary Jane Vaughn who passed away yesterday.

There being no further business to come before the board a motion was made by Councilman Finger, seconded by Councilman George to adjourn the meeting at 8:54 PM

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak,
Town Clerk